

HOUSE COMMITTEE OF REFERENCE AMENDMENT
Committee on Judiciary.

SB21-064 be amended as follows:

1 Amend reengrossed bill, page 2, strike lines 4 through 26 and substitute:

2 **"18-8-615. Retaliation against a judge or an elected official - definitions.** (1.5) (a) AN INDIVIDUAL COMMITS RETALIATION AGAINST AN
3 ELECTED OFFICIAL IF THE INDIVIDUAL KNOWINGLY MAKES A CREDIBLE
4 THREAT AS RETALIATION OR RETRIBUTION AGAINST THE ELECTED OFFICIAL
5 OR ARISING OUT OF THE STATUS OF THE PERSON AS AN ELECTED OFFICIAL
6 AND IS DIRECTED AGAINST OR COMMITTED UPON:

7 (I) AN ELECTED OFFICIAL;
8 (II) A MEMBER OF THE ELECTED OFFICIAL'S FAMILY;
9 (III) A PERSON IN CLOSE RELATIONSHIP TO THE ELECTED OFFICIAL;
10 OR
11 (IV) A PERSON RESIDING IN THE SAME HOUSEHOLD WITH THE
12 ELECTED OFFICIAL.

13 (b) FOR PURPOSES OF THIS SUBSECTION (1.5):

14 (I) "CREDIBLE THREAT" MEANS A THREAT, PHYSICAL ACTION, OR
15 REPEATED CONDUCT THAT WOULD CAUSE A REASONABLE PERSON TO BE IN
16 FEAR FOR THE PERSON'S SAFETY OR THE SAFETY OF HIS OR HER IMMEDIATE
17 FAMILY OR OF SOMEONE WITH WHOM THE PERSON HAS OR HAS HAD A
18 CONTINUING RELATIONSHIP. THE THREAT NEED NOT BE DIRECTLY
19 EXPRESSED IF THE TOTALITY OF THE CONDUCT WOULD CAUSE A
20 REASONABLE PERSON SUCH FEAR.

21 (II) "ELECTED OFFICIAL" MEANS ANY PERSON WHO IS SERVING IN
22 AN ELECTED POSITION IN THE STATE OF COLORADO AT ANY LEVEL OF
23 GOVERNMENT.".

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25 Page 3, strike lines 1 through 4.

26 Page 3, strike lines 6 through 8 and substitute:

27 "(b) RETALIATION AGAINST AN ELECTED OFFICIAL IS A CLASS 6
28 FELONY.".

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